

Honorable August B. Landis
United States Bankruptcy Judge



Entered on Docket
October 07, 2014

Robert R. Kinas (NV Bar No. 6019)
Blakeley E. Griffith (NV Bar No. 12386)
Charles E. Gianelloni (NV Bar No. 12747)
SNELL & WILMER L.L.P.
3883 Howard Hughes Parkway, Suite 1100
Las Vegas, NV 89169
Telephone: (702) 784-5200
Facsimile: (702) 784-5252
Email: rkinas@swlaw.com
bgriffith@swlaw.com
cgianelloni@swlaw.com

*Attorneys for U.S. BANK NATIONAL ASSOCIATION, a National
Banking Association Organized and Existing under the Laws of the
United States of America, Not in Its Individual Capacity But Solely
in its Capacity as Trustee for the Registered Holders of Wachovia
Bank Commercial Mortgage Trust, Commercial Mortgage Pass-
Through Certificates, Series 2003-C6*

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re	Case No. 14-11894-abl
TJ PLAZA, LLC,	Chapter 11
Debtor.	(Jointly Administered)

In re	Case No. 14-11895-abl
DSWC, INC.,	Chapter 11

Debtor.

**ORDER DENYING MOTION TO
DISALLOW TJP CREDIT, LLC AND
DESERT LAKES APARTMENTS, LP TO
VOTE ON PLAN OF REORGANIZATION
WITHOUT PREJUDICE**

Snell & Wilmer
LLP

LAW OFFICES
3883 HOWARD HUGHES PARKWAY, SUITE 1100
LAS VEGAS, NEVADA 89169
(702)784-5200

THIS MATTER having come on for hearing on September 24, 2014, on U.S. BANK NATIONAL ASSOCIATION'S ("Lender") *Motion to Disallow TJP Credit, LLC and Desert Lakes Apartments, LP to Vote on Plan of Reorganization* (the "Motion") [Docket No. 165], with Blakeley E. Griffith, Esq. appearing on behalf of U.S. BANK NATIONAL ASSOCIATION, a National Banking Association Organized and Existing under the Laws of the United States of America, Not in Its Individual Capacity But Solely in its Capacity as Trustee for the Registered Holders of Wachovia Bank Commercial Mortgage Trust, Commercial Mortgage Pass-Through Certificates, Series 2003-C6 ("Lender"); Matthew C. Zirzow, Esq. appearing on behalf of TJ Plaza, LLC and DSWC, Inc.; and Ryan A. Andersen appearing on behalf of TJP Credit, LLC ("TJP Credit") and Desert Lakes Apartments, LP ("Desert Lakes"); the Court having considered the Motion, all oppositions, responses and replies to the Motion, all supporting papers thereto, and all arguments of counsel at hearing; the Court having stated its findings of fact and conclusions of law on the record at the oral ruling on October 2, 2014, which are incorporated herein by reference in accordance with Fed. R. Civ. P. 52, made applicable pursuant to Fed. R. Bankr. P. 7052 and 9014; and good cause appearing therefore,

IT IS HEREBY ORDERED:

The Motion is DENIED WITHOUT PREJUDICE as it is moot based on the Court's Order Granting the *Objection to Claims of TJP Credit, LLC and Desert Lakes Apartments LP Pursuant to 11 U.S.C. § 502(A)*.

IT IS SO ORDERED.

///

///

///

///

///

///

///

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

___ The court has waived the requirement set forth in LR 9021(b)(1).

___ No party appeared at the hearing or filed an objection to the motion.

X I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Approved / Disapproved / Failed to Respond	Approved / Disapproved / Failed to Respond
By: <u>/s/ Matthew C. Zirzow</u> Matthew C. Zirzow, Esq. (NV Bar #7222) 810 S. Casino Center Blvd. #101 Las Vegas, NV 89101 <i>Counsel for Debtors</i>	By: <u>/s/ Ryan A. Andersen</u> Ryan A. Andersen, Esq. (NV Bar #12321) 415 S. 6 th St. #203-B Las Vegas, NV 89101 <i>Counsel for TJP Credit, LLC and Desert Lakes Apartments, LP</i>

___ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.

Respectfully submitted,

SNELL & WILMER L.L.P.

By: /s/ Blakeley E. Griffith
 Robert R. Kinas (Nevada Bar No. 6019)
 Blakeley E. Griffith (Nevada Bar No. 12386)
 Charles E. Gianelloni (Nevada Bar No. 12747)
 3883 Howard Hughes Parkway, Suite 1100
 Las Vegas, NV 89169
 Telephone: (702) 784-5200
 Facsimile: (702) 784-5252
Attorneys for U.S. BANK NATIONAL ASSOCIATION, a National Banking Association Organized and Existing under the Laws of the United States of America, Not in Its Individual Capacity But Solely in its Capacity as Trustee for the Registered Holders of Wachovia Bank Commercial Mortgage Trust, Commercial Mortgage Pass-Through Certificates, Series 2003-C6

###

Snell & Wilmer
 LLP

LAW OFFICES
 3883 HOWARD HUGHES PARKWAY, SUITE 1100
 LAS VEGAS, NEVADA 89169
 (702)784-5200